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## EXTRAORDINARY

### PART II—Section 3—Sub-section (ii)

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#### MINISTRY OF IRRIGATION AND POWER

#### ORDER

*New Delhi, the 27th April 1960*

**S.O. 1074.**—In exercise of the powers conferred by section 128 of the States Reorganisation Act, 1956 (37 of 1956), read with sub-section (3)(b), and sub-section (4)(b), of section 106 of the said Act, the President hereby makes the following Order, namely:—

1. (1) This Order may be called the States Reorganisation (Removal of Difficulties) Order No. 9 of 1960.

(2) It shall come into force at once.

2. In this Order, unless the context otherwise requires,—

- (a) “Abu area” means the Abu Road taluka of Banaskantha district transferred from the former State of Bombay to the new State of Rajasthan;
- (b) “appointed day” means the 1st day of April 1957;
- (c) “Bombay State Electricity Board” means the Bombay State Electricity Board constituted by the notification of the Government of Bombay in the Industries and Co-operation Department, No. ERA 1057-K, dated the 31st January, 1957;
- (d) “Karnatak area” means the districts of Bijapur, Dharwar and Kanara, and Belgaum district except Chandgad taluka transferred from the former State of Bombay to the new State of Mysore;
- (e) “Madhya Pradesh area” means the whole of the area comprised in the pre-Reorganisation State of Madhya Pradesh, except the area transferred to the new State of Bombay;
- (f) “Madhya Pradesh State Electricity Board” means the Madhya Pradesh State Electricity Board constituted by the notification of the Government of Madhya Pradesh in the Electricity Department No. 103/XIII, dated the 30th March, 1957;
- (g) “Mysore State Electricity Board” means the Mysore State Electricity Board constituted by the notification of the Government of Mysore in the Public Works and Electricity Department No. PWD-15 FEB-57, dated the 27th September, 1957;

- (h) "Pre-Reorganisation Electricity Board of Bombay", "Pre-Reorganisation Electricity Board of Saurashtra" and "Pre-Reorganisation Electricity Board of Madhya Pradesh" mean respectively, the State Electricity Board constituted for the pre-Reorganisation State of Bombay, the pre-Reorganisation State of Saurashtra and the pre-Reorganisation State of Madhya Pradesh and dissolved by the Government of India, Ministry of Irrigation and Power, Notification No. EL-II-307(7)/56, dated the 28th March, 1957;
- (i) "Rajasthan State Electricity Board" means the Rajasthan State Electricity Board constituted by the notification of the Government of Rajasthan in the Public Works Department, No. F.11/OSD(PWD)/57, dated the 28th June, 1957.

3. Where, before the appointed day, the pre-Reorganisation Electricity Board of Bombay or the pre-Reorganization Electricity Board of Saurashtra or the pre-Reorganisation Electricity Board of Madhya Pradesh has made any contract, that contract shall be deemed to have been made—

- (a) if the purposes of the contract are, as from the appointed day, exclusively relatable to the Karnatak area, by the Government of Mysore in relation to the period upto and inclusive of the 30th September, 1957, and by the Mysore State Electricity Board thereafter;
- (b) if the purposes of the contract are, as from the appointed day, exclusively relatable to the Abu area, by the Government of Rajasthan up to and inclusive of the 28th June, 1957, and by the Rajasthan State Electricity Board thereafter;
- (c) if the purposes of the contract are, as from the appointed day, exclusively relatable to the Madhya Pradesh area, by the Madhya Pradesh State Electricity Board;
- (d) in any other case, by the Bombay State Electricity Board; and

all rights and liabilities which have accrued or may accrue, under any such contract shall, to the extent to which they would have been rights or liabilities of the pre-Reorganisation Electricity Board of Bombay, the pre-Reorganisation Electricity Board of Saurashtra or the pre-Reorganisation Electricity Board of Madhya Pradesh, be the rights and liabilities of the Government of Mysore, the Mysore State Electricity Board, the Government of Rajasthan, the Rajasthan State Electricity Board, the Madhya Pradesh State Electricity Board or, as the case may be, the Bombay State Electricity Board.

4. Where immediately before the appointed day—

- (i) the pre-Reorganisation Electricity Board of Bombay is a party to any legal proceedings pending before a Court, tribunal, authority or officer with respect to any property, rights or liabilities transferred to the Government of Mysore or the Mysore State Electricity Board or, as the case may be, to the Government of Rajasthan or the Rajasthan State Electricity Board, such proceedings shall stand transferred to the corresponding Court, tribunal, authority or officer in the State of Mysore or the State of Rajasthan, as the case may be, and the Government of Mysore, in relation to the period upto and inclusive of the 30th September, 1957, and the Mysore State Electricity Board thereafter, or the Government of Rajasthan in relation to the period upto and inclusive of the 28th June, 1957 and the Rajasthan State Electricity Board thereafter shall be deemed to be substituted for the pre-Reorganisation Electricity Board of Bombay as a party to those proceedings or, as the case may be, added as a party thereto, and the proceedings may continue accordingly;
- (ii) the pre-Reorganisation Electricity Board of Bombay or the pre-Reorganisation Electricity Board of Saurashtra is a party to any legal proceedings with respect to any property, rights or liabilities transferred to the Bombay State Electricity Board and not falling under clause (i), the Bombay State Electricity Board shall be deemed to be substituted for the pre-Reorganisation Electricity Board of

Bombay or, as the case may be, the pre-Reorganisation Electricity Board of Saurashtra, as a party to those proceedings and the proceedings may continue accordingly;

- (iii) the pre-Reorganisation Electricity Board of Madhya Pradesh is a party to any legal proceedings pending before a Court, tribunal, authority or officer with respect to any property, rights or liabilities transferred to the Madhya Pradesh State Electricity Board or the Bombay State Electricity Board, such proceedings shall stand transferred to the corresponding Court, tribunal, authority or officer in the State of Madhya Pradesh or the State of Bombay and the Madhya Pradesh State Electricity Board or, as the case may be, the Bombay State Electricity Board shall be deemed to be substituted for the pre-Reorganisation Electricity Board of Madhya Pradesh as a party to those proceedings or, as the case may be, added as a party thereto, and the proceedings may continue accordingly.

[No. EL-III-307(7).]

*Dated the 27th April, 1960.*

RAJENDRA PRASAD, President.

